

Amendment No. 466

Assembly Amendment to Assembly Bill No. 93 (BDR 38-61)

Proposed by: Assembly Committee on Health and Human Services

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) *orange double underlining* is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

DPR/WLK



Date: 4/18/2013

A.B. No. 93—Makes various changes concerning investigations relating to child care facilities. (BDR 38-61)



ASSEMBLY BILL NO. 93—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON
CHILD WELFARE AND JUVENILE JUSTICE)

FEBRUARY 11, 2013

Referred to Committee on Health and Human Services

SUMMARY—Makes various changes concerning investigations relating to child care facilities. (BDR 38-61)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to child welfare; requiring an applicant for a license to operate a child care facility or a licensee to notify the Health Division of the Department of Health and Human Services upon the occurrence of certain events; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Health Division of the Department of Health and Human Services to request information on the background and personal history of various persons associated with a child care facility, including: (1) employees of an applicant for a license to operate a child care facility or of a licensee; (2) certain residents of a child care facility; and (3) certain participants in an outdoor youth program, which is a type of child care facility. (NRS 432A.024, 432A.170) The Health Division is required to request this information not later than 3 days after the date upon which such an employee is hired, such a resident begins his or her residency or such a participant begins his or her participation. (NRS 432A.170) This bill requires an applicant for a license or a licensee to notify the Health Division as soon as practicable but not later than 24 hours after the applicant or licensee hires such an employee, begins the residency of such a resident or begins the participation of such a participant.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 432A.175 is hereby amended to read as follows:
432A.175 1. Every applicant for a license to operate a child care facility, licensee and employee of such an applicant or licensee, and every resident of a child care facility who is 18 years of age or older, other than a resident who remains under the jurisdiction of a court pursuant to NRS 432B.594, or participant in an outdoor youth program who is 18 years of age or older, shall submit to the Health

1 Division, or to the person or agency designated by the Health Division, to enable
2 the Health Division to conduct an investigation pursuant to NRS 432A.170, a:

3 (a) Complete set of fingerprints and a written authorization for the Health
4 Division or its designee to forward the fingerprints to the Central Repository for
5 Nevada Records of Criminal History for submission to the Federal Bureau of
6 Investigation for its report;

7 (b) Written statement detailing any prior criminal convictions; and

8 (c) Written authorization for the Health Division to obtain any information that
9 may be available from the Statewide Central Registry for the Collection of
10 Information Concerning the Abuse or Neglect of a Child established pursuant to
11 NRS 432.100.

12 2. If an employee of an applicant for a license to operate a child care facility
13 or licensee, or a resident of a child care facility who is 18 years of age or older,
14 other than a resident who remains under the jurisdiction of a court pursuant to
15 NRS 432B.594, or participant in an outdoor youth program who is 18 years of age
16 or older, has been convicted of any crime listed in subsection 2 of NRS 432A.170
17 or has had a substantiated report of child abuse or neglect filed against him or her,
18 the Health Division shall immediately notify the applicant or licensee, who shall
19 then comply with the provisions of NRS 432A.1755.

20 3. *An applicant for a license to operate a child care facility or licensee shall*
21 *notify the Health Division as soon as practicable but not later than 24 hours after*
22 *hiring an employee, beginning the residency of a resident who is 18 years of age*
23 *or older, other than a resident who remains under the jurisdiction of a court*
24 *pursuant to NRS 432B.594, or beginning the participation of a participant in an*
25 *outdoor youth program who is 18 years of age or older.*

26 4. An applicant for a license to operate a child care facility or licensee shall
27 notify the Health Division within 2 days after receiving notice that:

28 (a) The applicant, licensee or an employee of the applicant or licensee, or a
29 resident of the child care facility who is 18 years of age or older, other than a
30 resident who remains under the jurisdiction of a court pursuant to NRS 432B.594,
31 or participant in an outdoor youth program who is 18 years of age or older, or a
32 facility or program operated by the applicant or licensee, is the subject of a lawsuit
33 or any disciplinary proceeding; or

34 (b) The applicant or licensee, an employee, a resident or participant has been
35 charged with a crime listed in subsection 2 of NRS 432A.170 or is being
36 investigated for child abuse or neglect.

37 **Sec. 2.** This act becomes effective on July 1, ~~2013~~, 2014.